

SF0128

Unborn victims of violence act.

Sponsored By: Senator(s) Hutchings, Anderson, Baldwin, Biteman, Boner, Dockstader, Hicks, James, Kost, Schuler and Steinmetz and Representative(s) Blackburn, Clem, Edwards, Eklund, Gray, Jennings, Miller, Piiparinen, Salazar, Styvar and Wilson

AN ACT relating to crimes and offenses; providing criminal offenses for harm to an unborn child; providing exceptions; providing penalties; providing definitions; and providing for an effective date.

1/22/2019 Bill Number Assigned
1/23/2019 S Received for Introduction
1/23/2019 S Introduced and Referred to S01 - Judiciary
2/1/2019 S01 - Judiciary:Recommend Amend and Do Pass 3-2-0-0-0

ROLL CALL

Ayes: Senator(s) Boner, Kost, Von Flatern
Nays: Senator(s) Anselmi-Dalton, Nethercott
Ayes 3 **Nays** 2 **Excused** 0 **Absent** 0 **Conflicts** 0

2/1/2019 S Placed on General File

SF0128SS001/ADOPTED

Page 1-line 2 Delete "an unborn child" and insert "a fetus".
Page 1-line 3 Delete "providing definitions;".
Page 1-line 8 Delete "6-2-808" and insert "6-2-806".
Page 1-line 12 Delete "UNBORN VICTIMS" and "FETAL HARM".
Page 2-lines 1 through 20 Delete entirely.
Page 2-line 22 Delete "6-2-803" and insert "6-2-801".
Page 3-line 3 Delete "the mother of an unborn".
Page 3-line 4 Delete "child" and insert "a pregnant woman".
Page 3-line 8 Delete "the mother of an unborn child or the mother's" and insert "a pregnant woman or the woman's".
Page 3-line 21 Delete "6-2-804" and insert "6-2-802"; delete "**unborn child**" and insert "**fetus; penalties**".
Page 4-line 1 Delete "an unborn child" and insert "a fetus".
Page 4-line 2 Delete "bodily"; delete "an unborn child:" and insert "a fetus".
Page 4-lines 4 through 7 Delete entirely.
Page 4-line 9 Delete "(iii) In" and insert "in".
Page 4-line 10 Delete "the mother of the unborn".
Page 4-line 11 Delete entirely and insert "a woman whom he knows is pregnant."
Page 4-line 13 Delete "an unborn child" and insert "a fetus".
Page 4-line 18 Delete "6-2-805" and insert "6-2-803"; delete "**unborn child**" and insert "**fetus; penalty**".
Page 4-line 20 Delete "an".
Page 4-line 21 Delete "unborn child" and insert "a fetus"; delete "bodily"; delete "an unborn".
Page 4-line 22 Delete "child:" and insert "a fetus".
Page 5-lines 1 through 5 Delete entirely.
Page 5-line 7 Delete "(iii) In" and insert "in".
Page 5-line 9 Delete entirely and insert "a woman whom he knows is pregnant."

Page 5-line 11 Delete "an unborn child" and insert "a fetus".
Page 5-line 14 Delete "6-2-806" and insert "6-2-804"; delete "unborn child" and insert "fetus".
Page 5-line 15 Delete "penalties" and insert "penalty".
Page 5-line 17 Delete "an unborn child" and insert "a fetus".
Page 5-line 18 Delete "an unborn child" and insert "a fetus".
Page 5-line 21 Delete "unborn child" and insert "fetus".
Page 6-line 1 After "Kill" delete balance of line.
Page 6-line 2 Delete "other person" and insert "a woman whom he knows is pregnant".
Page 6-line 4 Delete "an unborn child" and insert "a fetus".
Page 6-line 5 Delete "life imprisonment".
Page 6-line 6 Delete entirely and insert "imprisonment in the penitentiary for not less than forty (40) years.".
Page 6-line 8 Delete "6-2-807" and insert "6-2-805"; delete "unborn child" and insert "fetus".
Page 6-line 9 Delete "penalties" and insert "penalty".
Page 6-line 11 Delete "an unborn child" and insert "a fetus".
Page 6-line 12 Delete "an unborn child" and insert "a fetus".
Page 6-line 14 Delete "bodily".
Page 6-line 15 Delete "the unborn child;" and insert "a fetus; or".
Page 6-line 18 After "injury to" delete balance of line and insert "a woman whom he knows is pregnant.".
Page 6-lines 19 through 22 Delete entirely.
Page 7-line 1 Delete "an unborn child" and insert "a fetus".
Page 7-line 3 Delete ", or during life" and insert "nor more than forty (40) years".
Page 7-line 5 Delete "6-2-808" and insert "6-2-806"; delete "unborn child" and insert "fetus; penalty".
Page 7-line 7 Delete "an unborn".
Page 7-line 8 Delete the first "child" and insert "a fetus"; delete "an unborn child" and insert "a fetus".
Page 7-line 9 Delete ", either:".
Page 7-line 11 Delete entirely.
Page 7-line 13 Delete "(ii) Involuntarily" and insert "involuntarily".
Page 7-line 16 After "manslaughter" insert "of a fetus".
Page 8-line 10 Delete "unborn child, as defined in".
Page 8-line 11 Delete "W.S. 6-2-802(a)(iii)" and insert "a fetus".
Page 9-line 1 Delete "unborn child" and insert "a fetus".
Page 9-line 6 Delete "unborn child" and insert "a fetus".
Page 9-line 9 Delete "unborn".
Page 9-line 10 Delete "child" and insert "a fetus". NETHERCOTT, CHAIRMAN

SF0128SW001/ADOPTED

Delete the Senate standing committee amendment (SF0128SS001/A) entirely and further amend as follows:

Page 1-line 3 After "definitions;" insert "repealing provisions;".
Page 1-line 8 Delete "6-2-808" and insert "6-2-806".
Page 2-line 8 Delete "As used in this act" and insert "For the purposes of this act addressing murder, manslaughter and homicide by vehicle".
Page 2-line 10 After "means" delete "the fecundation of the ovum".
Page 2-line 11 Delete entirely and insert "as defined in W.S. 35-6-101(a)(iii);".
Page 2-lines 13 and 14 Delete entirely.
Page 2-line 16 Delete "(iii)" and insert "(ii)".

Page 2-line 19 Delete "(iv)" and insert "(iii)".
 Page 3-line 3 Delete "the mother of an unborn".
 Page 3-line 4 Delete "child" and insert "a pregnant woman".
 Page 3-line 8 Delete "the mother of an unborn child or the mother's"
 and insert "a pregnant woman or the woman's".
 Page 3-line 21 Delete entirely.
 Page 4-lines 1 through 22 Delete entirely.
 Page 5-lines 1 through 12 Delete entirely.
 Page 5-line 14 Delete "6-2-806" and insert "6-2-804".
 Page 5-line 15 Delete "penalties" and insert "penalty".
 Page 6-line 1 After "Kill" delete balance of line.
 Page 6-line 2 Delete "other person" and insert "the pregnant woman".
 Page 6-line 5 Delete "life imprisonment".
 Page 6-line 6 Delete entirely and insert "imprisonment in the
 penitentiary for not less than forty (40) years."
 Page 6-line 8 Delete "6-2-807" and insert "6-2-805".
 Page 6-line 9 Delete "penalties" and insert "penalty".
 Page 6-line 18 After "injury to" delete balance of line and insert
 "the pregnant woman;".
 Page 7-line 3 Delete ", or during life" and insert "nor more than
 forty (40) years".
 Page 7-line 5 Delete "6-2-808" and insert "6-2-806"; after "child"
 insert "; penalty".
 Page 9-after line 13 Insert:
 "Section 3. W.S. 6-2-109 and 6-2-502(a)(iv) are repealed.
 Section 4. This act applies to any offense of murder, manslaughter or
 homicide by vehicle of an unborn child that occurs on or after the effective
 date of this act."
 Page 9-line 15 Delete "Section 3." and insert "Section 5."; delete
 "July 1, 2019." and insert "immediately upon completion
 of all acts necessary for a bill to become law as
 provided by Article 4, Section 8 of the Wyoming
 Constitution.". HUTCHINGS

2/4/2019 S COW:Failed 11-18-1-0-0

ROLL CALL

Ayes: Senator(s) Agar, Bebout, Biteman, Boner, Bouchard, Dockstader, Ellis, Hicks, Hutchings, James, Steinmetz

Nays: Senator(s) Anderson, Anselmi-Dalton, Baldwin, Case, Coe, Gierau, Kinskey, Kost, Landen, Moniz, Nethercott, Pappas, Perkins, Rothfuss, Schuler, Scott, Von Flatern, Wasserburger

Excused: Senator Driskill

Ayes 11 **Nays** 18 **Excused** 1 **Absent** 0 **Conflicts** 0